

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

PAUL C. BOLIN,

Petitioner,

v.

RON DAVIS, Warden of San Quentin State
Prison,

Respondent.

Case No. 1:99-cv-05279 LJO-SAB

DEATH PENALTY CASE

ORDER VACATING AUGUST 9, 2016
HEARING AND SCHEDULING
PETITIONER'S MOTION TO ALTER OR
AMEND JUDGMENT

(Doc. No. 352)

On July 7, 2016, petitioner filed a Rule 59(e) motion to alter or amend the judgment entered June 9, 2016 upon memorandum and order: dismissing without prejudice unexhausted allegations, denying further record expansion and evidentiary hearing, denying the amended petition for writ of habeas corpus and issuing a certificate of appealability for claims C2, I13, L (L1-L4) & W2. (*See* Doc. Nos. 350 & 351.) Petitioner states the motion will be heard on August 9, 2016 at 8:30 a.m. in Courtroom 4 before the undersigned.

This order vacates the hearing and provides a schedule for petitioner's motion.

Accordingly, it is HEREBY ORDERED that:

1. The August 9, 2016 hearing is vacated, the parties will be notified by minute order if a hearing is necessary,
2. Respondent's opposition to the motion, if any, shall be filed not later than thirty

(30) days following the filed date of this order, and

3. Petitioner's reply to the opposition, if any, shall be filed not later than fifteen (15) days following the filed date of respondent's opposition.

IT IS SO ORDERED.

Dated: July 11, 2016

/s/ Lawrence J. O'Neill
UNITED STATES CHIEF DISTRICT JUDGE